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BOARD OF MEDICAL LICENSURE AND DISCIPLINE

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PUBLIC MEETING MINUTES: DELAWARE BOARD OF MEDICAL LICENSURE AND DISCIPLINE

MEETING DATE AND TIME: Tuesday, September 10, 2013 at 2:30 p.m.

PLACE: 861 Silver Lake Boulevard
Second Floor Conference Room A
Dover, Delaware

MINUTES APPROVED (October 1, 2013)

MEMBERS PRESENT

Gregory Adams, M.D., Professional Member, President, Presiding
George Brown, Public Member, Vice President
Joseph Parise, D.O., Professional Member, Secretary
Barry Bakst, D.O., Professional Member
Vonda Calhoun, Public Member
Garrett H. Colmorgen, M.D., Professional Member
Stephen Cooper, M.D., Professional Member
Georges A. Dahr, M.D., Professional Member
Stephen Lawless, M.D., Professional Member
Raymond Moore, Sr., Public Member
Leslie Ramsey, Public Member
Karyl Rattay, M.D., Professional Member
Malvine Richard, Ed.D., Public Member
Mary Ryan, Public Member
Daryl Sharman, M.D., Professional Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

James Collins, Director
Patricia Davis-Oliva, Deputy Attorney General
Jeff Ford, Investigative Supervisor
Kristin Gibbons, Hearing Officer
Gayle MacAfee, Executive Director
David Tetrault, Investigator
Jessica Williams, Administrative Specialist II

ALSO PRESENT

Jerome Abrams, M.D.
Victor Battaglia, Esquire
Kristin Bennett, Division of Public Health
Katisha Fortune, Department of Justice
Emily Hoff-Sullivan
James, Liguori, Esquire
Awele Maduka-Ezeh, Medical Director, Division of Public Health
Lisa Schieffert
Vera Sitze, Wilcox & Fetzer
Joanna Suder, Department of Justice

CALL TO ORDER

Dr. Adams called the meeting to order at 3:08 p.m.

REVIEW AND APPROVAL OF MINUTES

The board reviewed the July 23, 2013 executive session and regular meeting minutes for approval. Dr. Parise moved, seconded by Ms. Ramsey, to approve both sets of minutes as written. Motion unanimously carried.

UNFINISHED BUSINESS

Review Current Standing Orders for the Division of Public Health – Update Shows Revisions made since February 7, 2012 (Board Meeting) until August 15, 2013 (Memorandum) – Dr. Awele Maduka-Ezeh, Medical Director

Dr. Rattay and Dr. Maduka-Ezeh addressed the board regarding the current standing Orders for the Division of Public Health. Dr. Colmorgen moved, seconded by Dr. Bakst to approve the revisions to the Standing Orders. Motion carried with Dr. Rattay abstaining.

Proposal to Deny Hearing Scheduled for Martina P. Callum, M.D. (3:00 p.m.) - *Request to Withdraw Application

Dr. Colmorgen moved, seconded by Ms. Ryan, to accept the request to withdraw the proposed denial of the application from Martina P. Callum, M.D. Motion unanimously carried.

Request from Christina Angelini, Physician Assistant, to lift her Probation (Board Order dated May 1, 2012)

The board reviewed the request to lift probation, submitted by Christina Angelini, P.A. Verbatim deliberations were recorded by the court reporter. Dr. Parise moved, seconded by Mr. Moore, to lift the probation. Motion unanimously carried.

NEW BUSINESS

Approve Applications for Registration and Licensure

M.D.'s for Licensure

Dr. Colmorgen moved, seconded by Dr. Parise, to approve the following medical doctors for a certificate to practice medicine, as all applicants had met the licensure requirements as set forth by statute. Motion unanimously carried.

Valerie Agbeko	Nimit Aggarwal	Barry Altenberg	Atefeh Azad
Navneet Bhullar	Ashley Blackledge	Uwe Blecker	Sarah Bonza
Virginia Calega	James Cherry	Arabinda Choudhary	Linda Chu
Ian Cole	Tadele Desalew	John Ditzenberger	Edward Druy
Chad Duffalo	Francis Duggan	Emily Fingado	Bramara Godasi
Curtis Hammerman	James Herdegen	Hesham Hassaballa	Hunter Hearn
David Jacobs	Michael Janeczko	Bhawna Jha	Anna Klumpp
Neha Kumar	George Lee III	Hung-Wei Lee	Shane Lee
Lester Lewis	Kevin Lie	Jorge Liporaci-Lucena	Stewart Mann
Janet Maurer	Michael Mazar	Jonathan Miller	Nureain Mirza

Craig Muetterties	Emily Murphy	Teresa Myers	Vijayakumar Nair
Paula Nelson	Viera Nelson	Thang Ngo	Erinn Noeth
Edinrin Obasare	Tatsiana Peters	Christopher Plymire	Franco Policaro
Christopher Prater	Khurram Rashid	Marina Ravich	Anjali Ray
Dolores Rhymer-Anderson	Emmanuel Rolluqui	Karen Rudo	Jeremiah Sabado
Craig Sable	Ronaldo Schkolnik	Ashesh Shah	Vanessa Shanks
Richa Sharma	Thomas Sinclair	Sherry Sixta	Larry Starcher
Christy Stewart	Kenneth Stumpf	Gary Szydowski	Yoav Tal
David Talbott	Abhinav Tiwary	Gloria Tsan	Tetsu Uejima
Haritha Vellanki	Kaveeta Vinaya-Kumar	Elliott Wagner	Lauralee Yalden
Brian Zimmerman			

D.O.'s for Licensure

Dr. Colmorgen moved, seconded by Dr. Parise, to approve the following osteopathic doctors for a certificate to practice medicine, as all applicants had met the licensure requirements as set forth by statute. Motion unanimously carried.

Suzanne Barry	Chad Coeyman	Charles Fedele, Jr.	Renee Gresh
Ruth Holliday	Michael McCollum	Francis Merlo	Russel Miller, Jr.
Karen O'Mara	Hillel Peltz	Alison Potter	Jill Weber
Cindy Williams			

Physician Assistants for Licensure

Dr. Cooper moved, seconded by Ms. Ramsey, to approve the following Physician Assistants for licensure as noted below. Motion unanimously carried.

Kellie Barnes	Amanda Bearer	Rachael Hobbs	Kellie Keenan
Leia Lavoie	Ashley Pessolano	Eric Pippi	

Physician Assistants for Prescriptive Authority – Controlled and Non-Controlled

Dr. Cooper moved, seconded by Dr. Colmorgen, to approve the following Physician Assistants for controlled and non-controlled prescriptive authority as noted below. Motion unanimously carried.

Louis Arena	Jason Aulffo	Kellie Barnes	Christina Barnett
Erin Bordley	Matthew Bunker	John Constance	Heather Edmunds
Lauren Elliott	Samantha Geboff	Leia Lavoie	Susan Matarese
Tanis McCowan	James Moles	Jennifer Mumford	Kimberly Pinto
Eric Pippi	Melinda Ricker	Alison Segal	Dennis Shaw
Jennifer Tallis	Lauren Tavani	Lisa Valenti	Kathryn Vosbury

Physician Assistant for Prescriptive Authority – Non-Controlled Only

Dr. Cooper moved, seconded by Dr. Colmorgen, to approve the following Physician Assistant for non-controlled prescriptive authority as noted below. Motion unanimously carried.

Michelle Bell

Paramedics

Dr. Rattay moved, seconded by Dr. Colmorgen, to approve the following Paramedics for licensure as noted below. Motion unanimously carried.

Stephanie Davis

Naomi Rice

Genetic Counselors

Dr. Colmorgen moved, seconded by Mr. Brown, to approve the following Genetic Counselor for licensure as noted below. Motion unanimously carried.

Tricia See

Advanced Practice Nurses for Prescriptive Authority

Dr. Richard moved, seconded by Ms. Ramsey, to approve the following Advanced Practice Nurses for Prescriptive Authority as noted below. Motion unanimously carried.

Practitioner Specialty Type

Family Nurse Practitioners

Kathy Alexander
Elizabeth Asiyu
Deborah Bryant
Anne Caswell
Eileen Gabrielli
Melanie Hiester
Allison Jurgaitis
Ema Ndi
Abbey Ngaima-Wilson
Kyle Phillips

Collaborators

Roger Stevenson, MD
Brian Shinkle, DO
Thomas Stephens, MD
Fabrico Alarcon, MD
Kennedy Yalamanchili, MD
James Gill, MD
Mary Stephens, MD
Laurie Spraga, DO
Zahid Aslam, MD
David Maleh, MD

Psychiatric/Mental Health Nurse Practitioner

Gregory Cooper
Joyce Southers

Ranga Ram, MD
James Varel, MD

Acute Care Nurse Practitioner

Jenna Logan

Valerie Dechant, MD

Women's Health Nurse Practitioner

Aisha Cruz

Zowie Barnes, MD

Adult Nurse Practitioner

Toni Ann McMillen

Henry Weiner, MD

Nurse Midwife

Stefanie Barnes

Gregory DeMeo, DO

Certified Registered Nurse Anesthetist

Ashley Swauger

Kenneth Silverstein, MD

Request from Charles Laudadio, M.D., to Waive CME for Good Cause – Licensee selected for Post-Renewal Audit

The board reviewed the request to waive CME for good cause, submitted by Charles Laudadio, M.D. Ms. Ramsey moved, seconded by Mr. Brown, to schedule Dr. Laudadio for a Rule to Show Cause hearing before the board, as Dr. Laudadio attested to having completed the required CME during his renewal. Motion unanimously carried.

Review Application from Leopold J. Streletz, M.D. – Has not engaged in clinical practice for past three years (Rule 7.7) – Retired in 2000

The board reviewed the application of Leopold J. Streletz, M.D. Dr. Colmorgen moved, seconded by Dr. Parise to propose to deny the application after determining that he has not met the requirements of Rule 7.7. Motion unanimously carried.

Review Application from Frederick Hawkins, Jr., D.O. – Discipline Taken by Hospital – Clinical Privileges were Terminated for Failure to Deliver Appropriate Preventative Care

The board reviewed the application of Frederick Hawkins, Jr., D.O. Dr. Cooper moved, seconded by Dr. Richard, to propose to deny the application after determining that he has not met the requirements pursuant to 24 Del. C. Section 1720(b)(4)(e). Motion unanimously carried.

Review Application from Craig Wilder, M.D. – Disciplinary Action Taken in California and Maryland – Revocation Stayed, Placed on Probation for 4 years Due to Criminal Convictions

The board reviewed the application of Craig Wilder, M.D., Dr. Colmorgen moved, seconded by Dr. Cooper, to propose to deny the application after determining that he has not met the requirements pursuant to 24 Del. C. Section 1720(b)(4)(c)., Motion unanimously carried.

A brief recess was observed at this time.

UNFINISHED BUSINESS

Proposal to Deny Hearing Scheduled for Emily D. Hoff-Sullivan, M.D. (3:30 p.m.)

At 3:43 p.m., Dr. Adams called the proposal to deny hearing to order for Emily D. Hoff-Sullivan, M.D. The board introduced themselves for the record. Verbatim testimony was taken by the court reporter. Dr. Hoff-Sullivan was present verified that she would be proceeding without counsel. Ms. Davis-Oliva stated the purpose of the hearing. The application packet and supporting documents were pre-marked as Board Exhibit 1 for the record. Dr. Hoff-Sullivan submitted a packet of information which was also pre-marked as Applicant's Exhibit 1; the packet contained written explanations to the questions in which she answered yes on the application; Georgia's public Order terminating terms, and Correspondence from Florida stating that Dr. Hoff-Sullivan completed all required terms of her final Order. Dr. Hoff-Sullivan was sworn in and responded to questions asked by the board members.

The board began their deliberations at 4:00 p.m., and was recorded by the court reporter. At the conclusion of their deliberations, Dr. Cooper moved, seconded by Ms. Ramsey to grant a waiver to Dr. Hoff-Sullivan. Motion unanimously carried. Dr. Cooper moved, seconded by Dr. Bakst to grant a certificate to practice medicine for Dr. Hoff-Sullivan. Motion unanimously carried. The hearing concluded at 4:04 p.m.

Review and Consider Opinion and Order Regarding Mohammad B. Afzal, M.D. for Licensure with Conditions

The board reviewed the Opinion and Order regarding Dr. Afzal. An Order was circulated for board members' signatures.

Review and Consider Board Order Regarding Yvette K. Baker, M.D. Discipline (Cases 10-108-09, 10-83-10, and 10-32-11)

The board reviewed the Opinion and Order regarding Dr. Baker. An Order was circulated for board members' signatures.

Personal Interviews for Thalia M. Martin, M.D. and Maheep K. Goyal, M.D. Conducted – Recommended for Licensure by Dr. Adams (Martin) and Dr. Colmorgen (Goyal)

Dr. Adams and Dr. Colmorgen advised the board that they conducted personal interviews for Thalia M. Martin, M.D., and Maheep K. Goyal, M.D., and that they are recommending licensure for Dr. Martin and Dr. Goyal.

Dr. Cooper moved, seconded by Dr. Bakst, to grant a waiver for Dr. Martin and Dr. Goyal. Motion unanimously carried.

Dr. Cooper moved, seconded by Dr. Parise, to grant a certificate to practice medicine for Dr. Martin and Dr. Goyal. Motion unanimously carried.

Request from Christina Angelini, Physician Assistant, to lift her Probation (Board Order dated May 1, 2012)

The board reviewed the Opinion and Order regarding their previous decision to lift probation for Christina Angelini, P.A. An Order was circulated for board members' signatures.

Consider Motion for Formal Denial of Abdul Karim H. Aslo, M.D. – Proposal to Deny Letter Received by Applicant on August 5, 2013 – No Request for Hearing

Dr. Colmorgen moved, seconded by Mr. Moore, to formally deny that application of Abdul Karim H. Aslo, M.D. Motion unanimously carried.

Executive Session

At 4:15 p.m., Dr. Colmorgen moved, seconded by Mr. Moore, to enter into Executive Session for the purpose of discussing the investigation of complaints in accordance with 29 Del. C. Sections 10002(d)(3) and 10004(b)(6). Motion unanimously carried.

At 6:32 p.m., the board exited executive session.

UNFINISHED BUSINESS

Results of Executive Session Discussion

Mr. Brown moved, seconded by Dr. Colmorgen, to accept the Chief Hearing Officer's conclusions of law and findings of fact, but not to accept the recommended discipline regarding William F. Bilski, D.O. (Cases 10-148-11 and 10-99-11). The board imposed the following discipline: Dr. Bilski is required to demonstrate that he has undertaken to inform himself and incorporate in his practice the provisions of Rule 18.0; complete 3 CMEs in pharmacology and pain management; 3 CMEs in drug abuse/misuse and diversion; and 3 CMEs in record keeping. In addition, Dr. Bilski will be subjected to an audit over the next 12 month period, during which all of his treatment records will be subject to review for appropriate record keeping by the board. Lastly, Dr. Bilski will pay a monetary fine of \$2,500.00 to the State of Delaware. Motion carried with Dr. Rattay recusing.

Mr. Brown moved, seconded by Dr. Colmorgen, to accept the Hearing Officer's conclusions of law, findings of fact and recommended discipline regarding Naeem Chaudhry, M.D. Motion unanimously carried.

Mr. Brown moved, seconded by Dr. Colmorgen, to accept the Hearing Officer's conclusions of law, findings of fact and recommended discipline regarding Lynnette Conner, R.C.P. Motion unanimously carried.

Mr. Brown moved, seconded by Dr. Colmorgen, to accept the Hearing Officer's conclusions of law, findings of fact and recommended discipline regarding Christine Brunner, R.C.P. Motion unanimously carried.

Mr. Brown moved, seconded by Dr. Colmorgen, to accept the Hearing Officer's conclusions of law, findings of fact and recommended discipline regarding Alan Carr, D.O. Motion unanimously carried.

Mr. Brown moved, seconded by Dr. Colmorgen, to accept the Hearing Officer's conclusions of law, findings of fact and recommended discipline regarding Kim Callwood, M.D. Motion unanimously carried.

Mr. Brown moved, seconded by Dr. Colmorgen, to accept the Hearing Officer's conclusions of law, findings of fact and recommended discipline regarding Paul Cedeno, M.D. Motion unanimously carried.

Dr. Parise moved, seconded by Mr. Brown, to accept the Hearing Officer's conclusions of law, findings of fact, but not to accept the recommended discipline regarding Bernard Clark, M.D. The board imposed the following discipline: Dr. Clark will be ordered to pay a monetary fine of \$50.00 and his license will not be automatically suspended. Motion carried with Ms. Ramsey opposing and Dr. Lawless recusing.

Dr. Colmorgen moved, seconded by Mr. Brown, to accept the Chief Hearing Officer's conclusions of law and findings of fact, but not to accept the recommended discipline regarding Jerome Abrams, M.D. (Cases 10-108-13, 10-93-13, 10-114-13, 10-117-13, 10-129-13, 10-130-13, 10-131-13, 10-133-13 and 10-134-13). The board imposed the following discipline: Dr. Abrams' certificate to practice medicine will be suspended for six months, with credit for the two months that he has served under temporary suspension; such that only four months of additional suspension be required. Dr. Abrams will be ordered to take 12 approved CME's or other credits in the following areas: 6 CME's in sexual boundary issues; 3 CME's in proper and necessary employment of chaperones and 3 CME's in ethics at discretion of approval of Executive Director. Dr. Abrams will be required to undergo a psychiatric evaluation at the discretion of Executive Director and to complete any course of treatment recommended. Dr. Abrams will be required to petition the board to show cause as to why his suspension should be lifted at the conclusion of the remaining four months of his suspension, at which time the board will impose ongoing restrictions that he provide any future employer with a copy of the order as well as the requirement of chaperones during every examination. Dr. Abrams will be ordered to pay a monetary fine in the amount of \$5000.00 to be paid to the State of Delaware within 30

days of the date of the Order. Motion carried, with Dr. Cooper, Dr. Parise, Ms. Ramsey, and Dr. Rattay recusing, and Dr. Dahr opposing.

Dr. Dahr moved, seconded by Ms. Ramsey, to accept the Consent Agreement regarding Edward Babigumira, M.D. (Case 10-01-12). Motion unanimously carried.

Dr. Dahr moved, seconded by Ms. Ramsey to accept the Consent Agreement regarding Joseph B. Prigg, P.A. (Case 10-145-12). Motion carried, with Dr. Adams, Dr. Bakst, Ms. Calhoun and Dr. Sharman recusing.

Dr. Dahr moved, seconded by Ms. Ramsey to accept the Consent Agreement regarding Lauren P. Daly, M.D. (Case 10-101-13). Motion carried, with Mr. Brown and Dr. Lawless recusing.

Dr. Colmorgen moved, seconded by Mr. Brown that the board after having reviewed the result of the investigation, determined in the exercise of its discretion, that the matter not precede further and that the following investigation be closed as noted without prosecution. Motion unanimously carried.

Closed Case

10-32-12

Other Business before the Board (For Discussion Only)

There was no other business before the board.

Public Comment

There was no public comment.

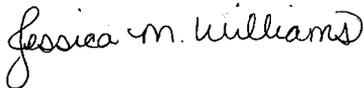
Next Meeting Date

The board will hold their next meeting on Tuesday, October 1, 2013, at 2:30 p.m., in the 2nd floor Conference Room "A" of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

Adjournment

There being no further business before the board, Mr. Brown moved, seconded by Ms. Ramsey, to adjourn. Motion unanimously carried. The meeting adjourned at 6:40 p.m.

Respectfully submitted,



Jessica M. Williams
Administrative Specialist II